

07/26/04

Patent  
Attorney Docket No. 029650-147

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of  
Nobuaki Mihara et al.

Application No.: 10/798,400

Filing Date: March 12, 2004

Title: CATHETER

Group Art Unit: 3763

Examiner: Unassigned

Confirmation No.: 6062

REQUEST FOR CORRECTED OFFICIAL FILING RECEIPT

Commissioner for Patents  
Office of Initial Patent Examination  
Customer Service Center  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Enclosed is a copy of the Official Filing Receipt marked in red to show correction/corrections that is/are needed. The correction/corrections is/are as follows:

In the Applicants, please delete "Mutoh"; and insert therefor --Muto--.

To be consistent with the Declaration, a copy of the Declaration is attached.

Issuance of a corrected Official Filing Receipt is respectfully requested.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

By Platon N. Mandros  
Platon N. Mandros  
Registration No. 22,124

Date: July 26, 2004



## UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPL NO.	FILING OR 371 (c) DATE	ART UNIT	FIL FEE REC'D	ATTY. DOCKET NO	DRAWINGS	TOT CLMS	IND CLMS
10/798,400	03/12/2004	3763	770	029650-147	3	10	1

CONFIRMATION NO. 6062

21839  
 BURNS DOANE SWECKER & MATHIS L L P  
 POST OFFICE BOX 1404  
 ALEXANDRIA, VA 22313-1404

## FILING RECEIPT



\*OC000000012789896\*

Date Mailed: 05/27/2004

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. **If an error is noted on this Filing Receipt, please write to the Office of Initial Patent Examination's Filing Receipt Corrections, facsimile number 703-746-9195. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).**

## Applicant(s)

Nobuaki Mihara, Fujinomiya-shi, JAPAN;  
 Makoto ~~Mutoh~~, Ohsato-gun, JAPAN;  
 Muto

## Assignment For Published Patent Application

TERUMO KABUSHIKI KAISHA, Shibuya-ku, JAPAN;

## Domestic Priority data as claimed by applicant

## Foreign Applications

JAPAN 2003-070808 03/14/2003

If Required, Foreign Filing License Granted: 05/26/2004

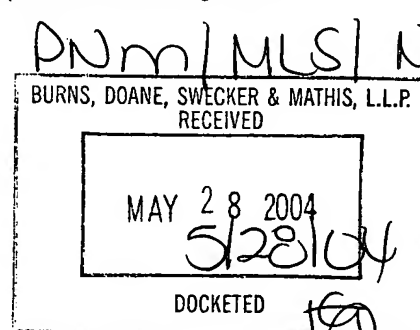
Projected Publication Date: To Be Determined - pending completion of Missing Parts

Non-Publication Request: No

Early Publication Request: No

## Title

Catheter



**Preliminary Class**

604

---

**LICENSE FOR FOREIGN FILING UNDER  
Title 35, United States Code, Section 184  
Title 37, Code of Federal Regulations, 5.11 & 5.15**

**GRANTED**

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Office of Export Administration, Department of Commerce (15 CFR 370.10 (j)); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

**NOT GRANTED**

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

# Declaration and Power of Attorney for Patent Application

特許出願宣言書及び委任状

## Japanese Language Declaration

日本語宣言書

COPY

下記の氏名の発明者として、私は以下の通り宣言します。

As a below named inventor, I hereby declare that:

私の住所、私書箱、国籍は下記の私の氏名の後に記載された通りです。

My residence, post office address and citizenship are as stated next to my name.

下記の名称の発明に関して請求範囲に記載され、特許出願している発明内容について、私が最初かつ唯一の発明者（下記の氏名が一つの場合）もしくは最初かつ共同発明者であると（下記の名称が複数の場合）ほじています。

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

CATHETER

上記発明の明細書（下記の欄で×印がついていない場合は、本書に添付）は、

the specification of which is attached hereto unless the following box is checked:

☐ 月 日 R に提出され、米国特許番号または特許協定条約国際特許番号を \_\_\_\_\_ とし、  
(該当する場合) \_\_\_\_\_ に訂正されました。

☒ was filed on March 12, 2004  
as United States Application Number or PCT  
International Application Number  
10/798,400 (Confirmation  
No. \_\_\_\_\_ )  
and was amended on \_\_\_\_\_ (if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

私は、連邦規則法典第37編第1条56項に定義されるとおり、特許資格の有無について重要な情報を開示する義務があることを認めます。

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56.

# Japanese Language Declaration

## 日本語宣言書

私は、米国法典第35編119条(a)-(d)項又は365条(b)項に基づき下記の、米国外の国の少なくとも一カ国を指定している特許協力条約365(a)項に基づく国際出願、又は外国での特許出願もしくは発明者証の出願についての外国優先権をここに主張するとともに、優先権を主張している、本出願の前に出願された特許または発明者証の外国出願を以下に、枠内をマークすることで、示しています。

Prior foreign application(s)  
外国での先行出願

2003-070808	Japan
(Number) (番号)	(Country) (国名)
_____	_____
(Number) (番号)	(Country) (国名)
_____	_____
(Number) (番号)	(Country) (国名)
_____	_____

私、上、第35編米国法典119条(e)項に基づいて下記の米特許出願規定に記載された権利をここに主張いたします。

_____	_____
(Application No.) (出願番号)	(Filing Date) (出願日)

私は、下記の米国法典第35編120条に基づいて下記の米特許出願に記載された権利、又は米国を指定している特許協力条約365条(c)に基づき権利をここに主張します。また、本出願の各請求範囲の内容が米国法典第35編112条第1項又は特許協力条約で規定された方法で先行する米特許出願に開示されていない限り、その先行米特許出願提出日以降で本出願書の日本国内または特許協力条約国際提出日までの期間中に入乎された、連邦規則法典第37編1条56項で定義された特許資格の有無に関する重要な情報について開示義務があることを認識しています。

_____	_____
(Application No.) (出願番号)	(Filing Date) (出願日)

_____	_____
(Application No.) (出願番号)	(Filing Date) (出願日)

私は、私自身の知識に基づいて本宣言書中で私が行なう表明が真実であり、かつ私の入手した情報と私の信じることに基づき表明が全て真実であると信じていること、さらに故意になされた虚偽の表明及びそれと同等の行為は米国法典第18編第1001条に基づき、罰金または拘禁、もしくはその両方により処罰されること、そしてそのような故意による虚偽の声明を行なえば、出願した、又は既に許可された特許の有効性が失われることを認識し、よってここに上記のごとく宣誓を致します。

I hereby claim foreign priority under Title 35, United States Code, § 119(a)-(d) or § 365 (b) of any foreign application(s) for patent or inventor's certificate, or § 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate, or PCT International application having a filing date before that of the application on which priority is claimed.

Priority Not Claimed  
優先権主張なし

14/March/2003	<input type="checkbox"/>
(Day/Month/Year Filed) (出願年月日)	
_____	<input type="checkbox"/>
(Day/Month/Year Filed) (出願年月日)	
_____	<input type="checkbox"/>
(Day/Month/Year Filed) (出願年月日)	

I hereby claim the benefit under Title 35, United States Code, § 119(e) of any United States provisional application(s) listed below.

_____	_____
(Application No.) (出願番号)	(Filing Date) (出願日)

I hereby claim the benefit under Title 35, United States Code, § 120 of any United States application(s), or § 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of Title 35, United States Code, § 112, I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, § 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application.

_____
(Status)(patented, pending, abandoned) (現況: 特許許可済、保属中、放棄済)

_____
(Status)(patented, pending, abandoned) (現況: 特許許可済、保属中、放棄済)

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

## Japanese Language Declaration

## 日本語宣言書

委任状: 私は下記の発明者として、本出願に関する一切の手続きを米特許商標局に対して遂行する弁理士または代理人として、下記の者を指名いたします。(弁理士、または代理人の氏名及び登録番号を明記のこと)

William L. Mathis 17,337  
Robert S. Swecker 19,885  
Platon N. Mandros 22,124  
Benton S. Duffett, Jr. 22,030  
Norman H. Stepno 22,716  
Ronald L. Grudziecki 24,970  
Frederick G. Michaud, Jr. 26,003  
Alan E. Kopecki 25,813  
Regis E. Slutter 26,999  
Samuel C. Miller, III 27,360  
Robert G. Mukai 28,531  
George A. Hovance, Jr. 28,223  
James A. LaBarre 28,632  
E. Joseph Gess 28,510  
R. Danny Huntington 27,903

Eric H. Weisblatt 30,505  
James W. Peterson 26,057  
Teresa Stanek Rea 30,427  
Robert E. Krebs 25,885  
William C. Rowland 30,888  
T. Gene Dillahunty 25,423  
Patrick C. Keane 32,858  
B. Jefferson Boggs, Jr. 32,344  
William H. Benz 25,952  
Peter K. Skiff 31,917  
Richard J. McGrath 29,195  
Matthew L. Schneider 32,814  
Michael G. Savage 32,596  
Gerald F. Swiss 30,113  
Charles F. Wieland III 33,096

POWER OF ATTORNEY: As a named inventor, I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and transact all business in the Patent and Trademark Office connected therewith: (list name and registration number)

Bruce T. Wieder 33,815  
Todd R. Walters 34,040  
Ronni S. Jillions 31,979  
Harold R. Brown III 36,341  
Allen R. Baum 36,086  
Brian P. O'Shaughnessy 32,747  
Kenneth B. Leffler 36,075  
Fred W. Hathaway 32,236  
Wendi L. Weinstein 34,456  
Mary Ann Dillahunty 34,576

書類送付先

Send Correspondence to:  
BURNS, DOANE, SWECKER & MATHIS LLP  
P.O.Box 1404, Alexandria,  
Virginia 22313-1404  
U.S.A.

直接電話連絡先: (名前及び電話番号)

Direct Telephone Calls to:

Platon N. Mandros

703/836-6620

唯一または第一発明者名	Full name of sole or first inventor Nobuaki MIHARA
発明者の署名 日付	Inventor's signature <i>Nobuaki Mihara</i> Date July 21, 2004
住所	Residence Shizuoka, Japan
国籍	Citizenship Japanese
私書箱	Post Office Address c/o Terumo Kabushiki Kaisha, 150, Maimaigi-cho, Fujinomiya-shi, Shizuoka, Japan
第二共同発明者	Full name of second joint inventor, if any Makoto MUTO
第二共同発明者 日付	Second inventor's signature <i>MAKOTO MUTO</i> Date July 21, 2004
住所	Residence Saitama, Japan
国籍	Citizenship Japanese
私書箱	Post Office Address 1659-1, Itai, Kounan-cho, Ohsato-gun, Saitama, Japan

(第三以降の共同発明者についても同様に記載し、署名をすること)

(Supply similar information and signature for third and subsequent joint inventors.)